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8 **BEFORE THE**
BOARD OF REGISTERED NURSING
9 **DEPARTMENT OF CONSUMER AFFAIRS**
10 **STATE OF CALIFORNIA**

11 In the Matter of the Accusation Against:

Case No. 2011-760

12 **SHELIA JUANYANA COLLINS, a.k.a.**
13 **SHELIA JUANYANA HUNTER, a.k.a.**
SHEILA JUANYANA COLLINS
11566 5th Place
14 Hanford, CA 93230
Registered Nurse License No. 749916

A C C U S A T I O N

Respondent.

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18 Complainant alleges:

19 **PARTIES**

20 1. Louise R. Bailey, M.Ed., RN (Complainant) brings this Accusation solely in her
21 official capacity as the Executive Officer of the Board of Registered Nursing, Department of
22 Consumer Affairs.

23 2. On or about May 1, 2009, the Board of Registered Nursing issued Registered Nurse
24 License Number 749916 to Shelia Juanyana Collins, also known as Shelia Juanyana Hunter, also
25 known as Sheila Juanyana Collins (Respondent). The Registered Nurse License will expire on
26 December 31, 2012, unless renewed.
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JURISDICTION

3. This Accusation is brought before the Board of Registered Nursing (Board), Department of Consumer Affairs, under the authority of the following laws. All section references are to the Business and Professions Code unless otherwise indicated.

4. Section 2750 of the Business and Professions Code (Code) provides, in pertinent part, that the Board may discipline any licensee, including a licensee holding a temporary or an inactive license, for any reason provided in Article 3 (commencing with section 2750) of the Nursing Practice Act.

5. Section 2764 of the Code provides, in pertinent part, that the expiration of a license shall not deprive the Board of jurisdiction to proceed with a disciplinary proceeding against the licensee or to render a decision imposing discipline on the license. Under section 2811, subdivision (b), of the Code, the Board may renew an expired license at any time within eight years after the expiration.

6. Section 118, subdivision (b), of the Code provides, in pertinent part, that the expiration of a license shall not deprive the Board of jurisdiction to proceed with a disciplinary action during the period within which the license may be renewed, restored, reissued or reinstated.

STATUTORY PROVISIONS

7. Section 2761 of the Code states:

"The board may take disciplinary action against a certified or licensed nurse or deny an application for a certificate or license for any of the following:

"(a) Unprofessional conduct, which includes, but is not limited to, the following:

...

"(4) Denial of licensure, revocation, suspension, restriction, or any other disciplinary action against a health care professional license or certificate by another state or territory of the United States, by any other government agency, or by another California health care professional licensing board. A certified copy of the decision or judgment shall be conclusive evidence of that action."

DRUGS

8. Ambien is a non-benzodiazepine hypnotic of the imidasopyridine class. It is a dangerous drug as defined in section 4022, a schedule IV controlled substance as defined by section 11057 of the California Health and Safety Code, and a Schedule IV controlled substance as defined by Section 1308.14 of Title 21 of the Code of Federal Regulations. It is prescribed for the short-term treatment of insomnia.

COST RECOVERY

9. Section 125.3 of the Code provides, in pertinent part, that the Board may request the administrative law judge to direct a licentiate found to have committed a violation or violations of the licensing act to pay a sum not to exceed the reasonable costs of the investigation and enforcement of the case.

CAUSE FOR DISCIPLINE

(Unprofessional Conduct – Out of State Discipline)
(Bus. & Prof. Code § 2761, subd. (a)(4))

10. Respondent has subjected her registered nurse license to disciplinary action under Code section 2761, subdivision (a)(4), in that on or about June 9, 2009, in a disciplinary action before the Texas Board of Nursing (Texas Board), the Texas Board entered an Order revoking Respondent's Texas registered nurse license.

11. The underlying conduct supporting the Texas Board's disciplinary action is that on or about July 8, 1993, Respondent pled guilty to and was subsequently convicted of credit card forgery, a felony, in the Circuit Courts of Norfolk, Virginia. Respondent was sentenced to four years of confinement in the Department of Corrections, with such confinement suspended, and Community Supervision for two years. Respondent was also ordered to pay restitution. Then on or about May 11, 2000, Respondent submitted an Affidavit for Application for Licensure by Endorsement to the Texas Board. In her application, Respondent provided false, deceptive, and misleading information in that she denied ever having been convicted of a felony despite her conviction for credit card forgery. Moreover, on or about August 22, 2006, Respondent submitted an Application for Employment to TCMP Healthcare in Newington, Virginia. In her

1 application, Respondent provided false and deceptive information in that she denied that she was
2 ever convicted of a crime despite her conviction for credit card forgery.

3 12. Furthermore, on or about November 14, 2006, while employed as a Licensed
4 Vocational Nurse at TCMP Healthcare and assigned to a Naval Hospital in Lemoore, California,
5 Respondent misappropriated two 10 milligram tabs of Ambien. Respondent admitted that she
6 misappropriated the Ambien for personal use. Then, on or about March 9, 2007, Respondent pled
7 guilty to theft, a misdemeanor, in the Superior Court of Kings County, California, Case Number
8 06CM5541. Respondent was sentenced to one day of confinement in the Kings County Jail. She
9 was placed on Conditional Release Probation for three years and was ordered to pay a fine and
10 restitution. The Texas Board concluded that on or about November 14, 2006, and March 9, 2007,
11 Respondent violated the terms of their May 10, 2005 Agreed Order in that she failed to comply
12 with the Nursing Practice Act, the Texas Occupations Code, and the Texas Administrative Code,
13 as required.

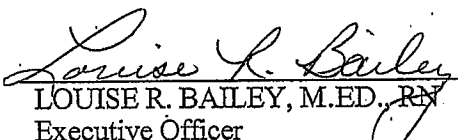
14 13. Lastly, on or about October 11, 2007, Respondent submitted a Texas Online Renewal
15 Document to the Texas Board. In that document, Respondent provided false, deceptive, and
16 misleading information in that she denied having pled guilty to any criminal offense since she last
17 renewed her license, however Respondent pled guilty to theft on or about March 9, 2007, as set
18 forth above in paragraph 12.

PRAYER

WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged, and that following the hearing, the Board of Registered Nursing issue a decision:

1. Revoking or suspending Registered Nurse License Number 749916, issued to Shelia Juanyana Collins, also known as Shelia Juanyana Hunter, also known as Sheila Juanyana Collins;
2. Ordering Shelia Juanyana Collins, also known as Shelia Juanyana Hunter, also known as Sheila Juanyana Collins to pay the Board of Registered Nursing the reasonable costs of the investigation and enforcement of this case, pursuant to Business and Professions Code section 125.3;
3. Taking such other and further action as deemed necessary and proper.

DATED: March 9, 2011


LOUISE R. BAILEY, M.ED., RN
Executive Officer
Board of Registered Nursing
Department of Consumer Affairs
State of California
Complainant

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